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TO: Examiner Gregory Strimbu
U.S. Patent and Trademark Office

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DATE: July 12, 2002

FROM: Carl M. Napolitano, Ph.D.

CLIENT NO. 17857.4

NUMBER OF PAGES (INCLUDING COVER SHEET): 5

MESSAGE:

Request for Continued Examination for:
U.S. Patent Application Serial No. 09/705,152 for:
HERING
Titled: Indicia Device For Turnstile And Method Of Use
Filed: November 2, 2000

FAX RECEIVED

JUL 12 2002

GROUP 3600

OFFICIAL

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TRANSMISSION, PLEASE CONTACT THE RECEPTIONIST IMMEDIATELY AT (407) 841-2330.

Case No. 17857.4

THE COMMISSIONER OF PATENTS
AND TRADEMARKS
WASHINGTON, DC 20231

Transmitted herewith for filing in the patent application of:

Inventors: **Martin Hering**For: **Indicia Device for Turnstile and Method of Use**Serial No.: **09/705,152**Filed: **November 2, 2000**Enclosed are:☒ Request for Continued Examination

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CLAIMS AS FILED				
FOR	NO. FILED	NO. EXTRA	RATE	FEE
Total Claims	24	4	\$9.00	\$36.00
Indep. Claims	3	0	\$42.00	\$0.00
RCE Filing Fee				\$370.00
				\$0.00
				\$0.00
				\$0.00
Total Filing Fee				\$406.00

☒ The Commissioner is authorized to charge the Deposit Account No. 01-0484 in the amount of \$406.00 for Total Filing Fee.

☒ The Commissioner is authorized to charge or credit any discrepancies in fee amounts to Deposit Account No. 01-0484.

July 12, 2002
Date


Carl M. Napolitano
Reg. No. 37,405
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

MARTIN HERING

Serial No: **09/705,152**

Filing Date: **November 2, 2000**

For: **INDICIA DEVICE FOR TURNSTILE AND
METHOD OF USE**

Examiner: **Gregory Strimbu**

Art Unit: **3634**

Attorney Docket No.:
17857.4

Asst. Commissioner for Patents
Washington, D.C. 20231

Sir:

**REQUEST FOR CONTINUED EXAMINATION
AMENDMENT UNDER 37 C.F.R. § 1.114**

Response to the Examiner's Final Office Action of December 26, 2001, Paper No. 8, and the telephone interview of July 11, 2002, please proceed with examination in response to the Request for Continued Examination (RCE) in lieu of the filing of an Appeal Brief by entering and considering the amendments/reply previously filed on May 22, 2002 including Claims 62-85.

The Applicant and the Undersigned also ask that the Declarations of Martin Hering and the supporting documentation be considered for the preponderance of evidence they present in support of the success of the claimed invention, a method of advertising employing a turnstile. It is also requested that the Information Disclosure Statement submitted May 22, 2002 also be entered.

In re Patent Application of:
MARTIN HERING
Serial No: **09/705,152**
Filing Date: **November 2, 2000**

The Applicant and the Undersigned would like to thank the Examiner for the guidance provided regarding the Request for Continued Examination (RCE) for appropriately advancing the prosecution of this application. If the further prosecution of this application can be facilitated through a telephone interview between the Examiner and the undersigned, the Examiner is respectfully requested to telephone the undersigned at the Examiner's convenience.

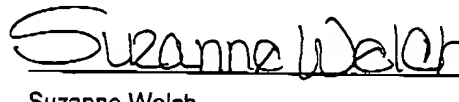
Respectfully submitted,



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Agent for Applicant

CERTIFICATE OF FACSIMILE TRANSMISSION

I HEREBY CERTIFY that the foregoing correspondence for U.S. Serial No. 09/705,152 has been forwarded via facsimile number 703-305-3597 to Examiner Gregory Strimbu, Washington, D.C. 20231 this 12th day of July, 2002.



Suzanne Welch

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL	Application Number	09/705,152
	Filing Date	11/02/2000
	First Named Inventor	Martin Hering
	Group Art Unit	3634
	Examiner Name	Gregory Strimbu
	Attorney Docket Number	17857.4

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.
 NOTE: 37 CFR § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/55/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 18, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (April 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114

a. ☒ Previously submitted

i. ☒ Consider the amendments/reply under 37 CFR § 1.116 previously filed on May 22, 2002
 (Any unentered amendment(s) referred to above will be entered).

ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

iii. ☒ Other See attached

b. ☐ Enclosed

i. ☐ Amendment/Reply

ii. ☐ Affidavit(s)/Declaration(s)

iii. ☐ Information Disclosure Statement (IDS)

iv. ☐ Other _____

2. ☐ Miscellaneous

a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(l) required)

b. ☐ Other _____

3. Fees (The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.14) when the RCE is filed; Fee calculated as shown below.)

a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 01-0484.

i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)

ii. ☐ Extension of time fee (37 C.F.R. § 1.137 and 1.17)

iii. ☐ Other _____

b. ☐ Check in the amount of \$ _____ enclosed.

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

CERTIFICATE OF FACSIMILE TRANSMISSION

I HEREBY CERTIFY that the foregoing correspondence for U.S. Serial No. 09/705,152 has been forwarded via facsimile number (703) 305-3597 to Examiner Gregory Strimbu Washington, D.C. 20231 this 12th day of July, 2002.

NAME: Suzanne Welch

SIGNATURE: Suzanne Welch

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